

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CRIMINAL NO.  
21-cr-10256-RWZ

UNITED STATES OF AMERICA

v.

KINGSLEY R. CHIN, ADITYA HUMAD, and  
SPINEFRONTIER, INC.

**INITIAL STATUS REPORT**

November 17, 2021

KELLEY, M.J.

Defendants had an initial status conference scheduled for November 22, 2021. The parties filed a joint initial status report asking for additional time to prepare the case (#55). This court enters the following report and order.

- A. The government provided automatic discovery to defendants approximately two weeks ago. Discovery is ongoing. The defendants are reviewing the discovery; it is too early to set a date for discovery requests by the defense.
- B. In this court's view, this is not a case involving unusual or complex issues for which an early joint conference of the district judge and the magistrate judge with counsel of record would be useful.
- C. It is too early to set a date for the filing of any dispositive motions.
- D. With the agreement of all other parties, this court finds and concludes, pursuant to the provisions of 18 U.S.C. § 3161 (h)(7)(A) that the interests of justice, i.e., review of the case, review of evidence, investigation, evaluation of discovery and dispositive motions, and consideration of alternatives concerning how best to proceed with this matter, outweighs the best interests of the public and the defendants for a trial within seventy days of the return of an indictment.

Accordingly, it is hereby ordered that, pursuant to the provisions of 18 U.S.C. § 3161 (h)(7)(A) the Clerk of this Court enter excludable time for the period of November 22, 2021, through January 20, 2022, under the Speedy Trial Act.<sup>1</sup>

**F. An Interim Status Conference has been scheduled for January 20, 2022 at 10:00 a.m.**

/ s / Page Kelley  
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UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup> The parties are hereby advised that under the provisions of Rule 2(b) of the Rules for United States Magistrates in the United States District Court for the District of Massachusetts, any party may move for reconsideration by a district judge of the determination(s) and order(s) set forth herein within ten (10) days after receipt of a copy of this order, unless a different time is prescribed by this court or the district judge. The party seeking reconsideration shall file with the Clerk of this Court, and serve upon all parties, a written notice of the motion which shall specifically designate the order or part thereof to be reconsidered and the basis for the objection thereto. The district judge, upon timely motion, shall reconsider the magistrate's order and set aside any portion thereof found to be clearly erroneous in fact or contrary to law. The parties are further advised that the United States Court of Appeals for this Circuit has indicated that failure to comply with this rule shall preclude further appellate review. See Keating v. Secretary of Health and Human Services, 848 F.2d 271 (1<sup>st</sup> Cir. 1988); United States v. Emiliano Valencia-Copete, 792 F.2d 4 (1<sup>st</sup> Cir. 1986); Park Motor Mart, Inc. v. Ford Motor Co., 616 F.2d 603 (1<sup>st</sup> Cir. 1980); United States v. Vega, 678 F.2d 376, 378-379 (1<sup>st</sup> Cir. 1982); Scott v. Schweiker, 702 F.2d 13, 14 (1<sup>st</sup> Cir. 1983); see also Thomas v. Arn, 474 U.S. 140, 106 S. Ct. 466 (1985).